

Exhibit A

Proposed Preliminary Injunction Order and Asset Freeze

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6 **UNITED STATES DISTRICT COURT**
7 **FOR THE DISTRICT OF NEVADA**

8 SECURITIES AND EXCHANGE
9 COMMISSION,

10 Plaintiff,

vs.

11 MATTHEW WADE BEASLEY; BEASLEY
12 LAW GROUP PC; JEFFREY J. JUDD;
13 CHRISTOPHER R. HUMPHRIES; J&J
14 CONSULTING SERVICES, INC., an Alaska
15 Corporation; J&J CONSULTING SERVICES,
INC., a Nevada Corporation; J AND J
PURCHASING LLC; SHANE M. JAGER;
JASON M. JONGEWARD; DENNY
SEYBERT; and ROLAND TANNER;

16 Defendants;

17 THE JUDD IRREVOCABLE TRUST; PAJ
18 CONSULTING INC; BJ HOLDINGS LLC;
19 STIRLING CONSULTING, L.L.C.; CJ
20 INVESTMENTS, LLC; JL2 INVESTMENTS,
LLC; ROCKING HORSE PROPERTIES,
LLC; TRIPLE THREAT BASKETBALL,
21 LLC; ACAC LLC; ANTHONY MICHAEL
ALBERTO, JR.; and MONTY CREW LLC;

22 Relief Defendants.
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Case No.: 2:22-cv-00612-JCM-EJY

**[PROPOSED] ORDER ENTERING
PRELIMINARY INJUNCTION,
ASSET FREEZE, AND OTHER
EQUITABLE RELIEF**

Having considered Plaintiff Securities and Exchange Commission's *Ex Parte* Application for Temporary Restraining Order and Orders (1) Freezing Assets; (2) Requiring Accountings; (3) Prohibiting the Destruction of Documents; and (5) to Show Cause Re Preliminary Injunction (the "TRO Application"), as well as the Commission's Complaint, the Commission's memorandum of points and authorities, the Commission's supplemental memorandum of points and authorities in support of preliminary injunctive relief, and accompanying evidentiary materials, and the evidence and argument presented on April 21, 2022, the Court finds that the Commission has made a proper *prima facie* showing that: (i) Defendants Matthew W. Beasley; Beasley Law Group PC; Jeffrey J. Judd; Christopher R. Humphries; J&J Consulting Services, Inc., an Alaska Corporation; J&J Consulting Services, Inc., a Nevada Corporation; J and J Purchasing LLC; Shane M. Jager; Jason Jongeward; Denny Seybert; and Roland Tanner (together herein, "Defendants") directly and indirectly engaged in the violations alleged in the Complaint; (ii) there is a reasonable likelihood that these violations will be repeated; (iii) unless restrained and enjoined by the Court, Defendants and Relief Defendants The Judd Irrevocable Trust; PAJ Consulting Inc.; BJ Holdings LLC; Stirling Consulting, L.L.C.; CJ Investments, LLC; JL2 Investments, LLC; Rocking Horse Properties, LLC; Triple Threat Basketball, LLC; ACAC LLC; Anthony M. Alberto, Jr.; and Monty Crew LLC (together herein, "Relief Defendants") may dissipate, conceal or transfer from the jurisdiction of this Court assets that could be subject to an order of disgorgement or an order to pay a civil monetary penalty in this action; and (iv) entry of a preliminary injunction, asset freeze, and order for other equitable relief as set forth below is necessary and appropriate.

I.

IT IS HEREBY ORDERED that Defendants and their officers, agents, servants, employees, attorneys, subsidiaries and affiliates, and those persons in active concert or participation with any of them, who receive actual notice of this Order, by personal service or otherwise, and each of them, be and hereby are preliminarily enjoined from, directly or indirectly, in the offer or sale of any securities, by the use of any means or instruments of transportation or communication in interstate commerce or by use of the mails:

II.

- A. employing any device, scheme or artifice to defraud
- B. making any untrue statement of a material fact or omitting to state a material fact necessary in order to make the statements made, in the light of the circumstances under which they were made, not misleading; or
- C. engaging in any act, practice, or course of business which operates or would operate as a fraud or deceit on upon any person

1 in violation of Section 10(b) of the Exchange Act [15 U.S.C. § 78j(b)], and Rule 10b-5
 2 thereunder [17 C.F.R. § 240.10b-5].

3 IT IS FURTHER ORDERED that, as provided in Federal Rule of Civil Procedure
 4 65(d)(2), the foregoing paragraph also binds the following who receive actual notice of this
 5 Order by personal service or otherwise: (a) Defendants' officers, agents, servants, employees,
 6 and attorneys; and (b) other persons in active concert or participation with Defendants or with
 7 anyone described in (a).

8 III.

9 IT IS HEREBY FURTHER ORDERED that Defendants and their officers, agents,
 10 servants, employees, attorneys, subsidiaries and affiliates, and those persons in active concert or
 11 participation with any of them, who receive actual notice of this Order, by personal service or
 12 otherwise, and each of them, be and hereby are preliminarily enjoined from, directly or
 13 indirectly, in the absence of any applicable exemption:

- 14 A. unless a registration statement is in effect as to a security, making use of any
 15 means or instruments of transportation or communication in interstate commerce
 16 or of the mails to sell such security through the use or medium of any prospectus
 17 or otherwise;
- 18 B. unless a registration statement is in effect as to a security, carrying or causing to
 19 be carried through the mails or in interstate commerce, by any means or
 20 instruments of transportation, any such security for the purpose of sale or for
 21 delivery after sale; or;
- 22 C. making use of any means or instruments of transportation or communication in
 23 interstate commerce or of the mails to offer to sell or offer to buy through the use
 24 or medium of any prospectus or otherwise any security, unless a registration
 25 statement has been filed with the Commission as to such security, or while the
 26 registration statement is the subject of a refusal order or stop order or (prior to the
 27 effective date of the registration statement) any public proceeding or examination
 28 under Section 8 of the Securities Act [15 U.S.C. § 77h].

1 in violation of Section 5 of the Securities Act [15 U.S.C. § 77e].

2 IT IS FURTHER ORDERED that, as provided in Federal Rule of Civil Procedure
3 65(d)(2), the foregoing paragraph also binds the following who receive actual notice of this
4 Order by personal service or otherwise: (a) Defendants' officers, agents, servants, employees,
5 and attorneys; and (b) other persons in active concert or participation with Defendants or with
6 anyone described in (a).

7 **IV.**

8 IT IS HEREBY FURTHER ORDERED that Defendants and their officers, agents,
9 servants, employees, attorneys, subsidiaries and affiliates, and those persons in active concert or
10 participation with any of them, who receive actual notice of this Order, by personal service or
11 otherwise, and each of them, be and hereby are preliminarily enjoined from, directly or
12 indirectly, using any means or instrumentality of interstate commerce, or of the mails, or of any
13 facility of any national securities exchange, to effect transactions in, or induce or attempt to
14 induce the purchase or sale of, securities while not registered with the Commission as a broker or
15 dealer or while not associated with an entity registered with the Commission as a broker or
16 dealer in violation of Section 15(a)(1) of the Exchange Act [15 U.S.C. § 78o(a)(1)].

17 IT IS FURTHER ORDERED that, as provided in Federal Rule of Civil Procedure
18 65(d)(2), the foregoing paragraph also binds the following who receive actual notice of this
19 Order by personal service or otherwise: (a) Defendants' officers, agents, servants, employees,
20 and attorneys; and (b) other persons in active concert or participation with Defendants or with
21 anyone described in (a).

22 **V.**

23 IT IS HEREBY FURTHER ORDERED that Defendants and their officers, agents,
24 servants, employees, attorneys, subsidiaries and affiliates, and those persons in active concert or
25 participation with any of them, who receive actual notice of this Order, by personal service or
26 otherwise, and each of them, be and hereby are preliminarily enjoined from, directly or
27 indirectly, issuing, purchasing, or selling any security related to settled litigation claims, except
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1 for the purchase or sale of securities listed on a national securities exchange by these Defendants
2 for their own personal accounts.

3 IT IS FURTHER ORDERED that, as provided in Federal Rule of Civil Procedure
4 65(d)(2), the foregoing paragraph also binds the following who receive actual notice of this
5 Order by personal service or otherwise: (a) Defendants' officers, agents, servants, employees,
6 and attorneys; and (b) other persons in active concert or participation with Defendants or with
7 anyone described in (a).

8 **VI.**

9 IT IS HEREBY FURTHER ORDERED that Defendants and their officers, agents,
10 servants, employees, attorneys, subsidiaries and affiliates, and those persons in active concert or
11 participation with any of them, who receive actual notice of this Order, by personal service or
12 otherwise, and each of them, be and hereby are preliminarily enjoined from, directly or
13 indirectly, soliciting any person or entity to purchase or sell any security.

14 IT IS FURTHER ORDERED that, as provided in Federal Rule of Civil Procedure
15 65(d)(2), the foregoing paragraph also binds the following who receive actual notice of this
16 Order by personal service or otherwise: (a) Defendants' officers, agents, servants, employees,
17 and attorneys; and (b) other persons in active concert or participation with Defendants or with
18 anyone described in (a)

19 **VII.**

20 IT IS HEREBY FURTHER ORDERED that, pending further order of this Court, the
21 asset freeze imposed by paragraphs VIII and IX of the Court's Temporary Restraining Order and
22 Orders (1) Freezing Assets; (2) Requiring Accountings; (3) Prohibiting the Destruction of
23 Documents; and (4) Granting Expedited Discovery; and (5) Order to Show Cause re Preliminary
24 Injunction entered by the Court on April 13, 2022 (the "Temporary Restraining Order") shall
25 continue in full force and effect, and all such funds and other assets shall remain frozen. As
26 provided in the Temporary Restraining Order, any allowance for necessary and reasonable living
27 expenses will be granted only upon good cause shown by application to the Court with notice to
28 and an opportunity for the Commission to be heard.

VIII.

IT IS HEREBY FURTHER ORDERED that pending further order of this Court, the order barring the destruction of documents imposed by paragraph XII of the Temporary Restraining Order shall continue in full force and effect.

IX.

IT IS HEREBY FURTHER ORDERED that this Order Entering Preliminary Injunction, Asset Freeze, and Other Equitable Relief shall remain in effect until entry of a Final Judgment in, or other final disposition of, this action.

IT IS SO ORDERED.

Date: _____

Time: _____

JAMES C. MAHAN
UNITED STATES DISTRICT JUDGE

Presented by:
Tracy S. Combs
Casey R. Fronk
Attorneys for Plaintiff
Securities and Exchange Commission